



U.S. ENVIRONMENTAL PROTECTION AGENCY
REGION 10
1200 SIXTH AVENUE
SEATTLE, WASHINGTON 98101

RECEIVED
AUG 18 1981
CFAC LAB

AUG 15 1981

REPLY TO
ATTN OF: HW-113

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Columbia Falls Aluminum Company
Columbia Falls, Montana 59912

Re: Notification of Federal Action and Request for Information
Involving the ARRCOM Corporation, Rathdrum, Idaho,
and the Anaconda Aluminum Company, Columbia Falls, Montana

Dear Sir or Madam:

The U.S. Environmental Protection Agency (EPA) documented the release of hazardous substances at the above-referenced site. As a result, EPA initiated a Superfund removal action pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA), as amended by the Superfund Amendments and Reauthorization Act of 1986 (SARA), 42 U.S.C. §9601 et seq.

Based on EPA's preliminary findings, persons and companies listed in Enclosure 1 have been identified as Potentially Responsible Parties under CERCLA. Responsible parties under CERCLA include current and past owners or operators of the site or persons who generated substances or were involved in the transport, treatment, or disposal of them at the site (see Section 107 of CERCLA, 42 U.S.C. §9607). Enclosure 1 indicates the names of the responsible parties identified to date by EPA. Under these laws, responsible parties may be liable for all monies, including interest thereon, expended by the government to take necessary action at the site, including investigation, planning, and cleanup of the site.

By this letter, EPA is requesting information pursuant to its authority under Section 104 of CERCLA, 42 U.S.C. §9604, and Section 3007 of the Resource Conservation and Recovery Act (RCRA), 42 U.S.C. §6927, for the purpose of enforcing CERCLA and RCRA and for the purpose of responding to the release or threat of release of hazardous substances under CERCLA. The information requested below must be provided within fourteen days of receipt of this letter to Lee Marshall, U.S. Environmental Protection Agency, 1200 Sixth Avenue, HW-113, Seattle, Washington 98101:

1. Identify the person(s) answering these questions on behalf of respondent.
2. Identify all insurance policies maintained by your company for any damages resulting from hazardous wastes, hazardous substances, pollutants, or contaminants, and provide copies of all such policies, whether currently or previously in effect.

3. Describe each and every shipment of solid or liquid wastes, oils, sludges, caustics, acids, capacitor oils, transformer oils, or other materials that your company transported or had transported to the Rathdrum, Idaho, oil recycling facility from 1969 until January 1982. The facility has had the following names throughout its operation: ARRCOM Corporation, Empire Refineries Inc., Idaho Oil Corporation, and Drexler Enterprises Inc. The description shall include the following:
 - a. Dates of transport;
 - b. Identity and current name and address of transporter;
 - c. Method of transport;
 - d. Volume or quantity of materials per shipment;
 - e. General description of the types of materials transported.
4. Provide copies of all records, contracts, invoices, manifests, bills of lading, ledgers, account books, correspondence, or other documents evidencing both general and specific agreements or arrangements with ARRCOM Corporation or other companies or persons regarding the handling, storage, disposal, or treatment of any material at the Rathdrum facility.
5. Provide copies of any and all documents relating to sampling or chemical analyses either performed by or on behalf of your company or communicated to you by some other party concerning materials transported to the Rathdrum facility.
6. Provide records, contracts, invoices, bills of lading, ledgers, accounting books, correspondence, or other documents evidencing agreements or arrangements for the transport of materials to the Rathdrum facility.
7. Identify all persons, including respondent's employees, who have knowledge, information, or documents about the generation, use, purchase, treatment, storage, disposal, or other handling of materials at or transportation of materials to the site.
8. Provide a complete listing of all past and present employees who authorized shipments of materials to the Rathdrum facility. This listing shall include the employee's title, years of employment, and last known address.
9. Provide any and all information and documents reflecting your present financial status. This includes, but is not limited to, tax returns, bank statements, deeds, and/or tax assessment records.
10. Identify the parent corporation and all subsidiaries of respondent.
11. If you have reason to believe that there may be persons able to provide a more detailed or complete response to any question contained herein or who may be able to provide additional responsive documents, identify such persons and the additional information or documents that they may have.

12. For each and every question contained herein, if information or documents responsive to this information request are not in your possession, custody or control, then identify the persons from whom such information or documents may be obtained.

If any of the above-referenced documents are not currently in your possession, please identify their current location.

Under Section 3008 of RCRA, 42 U.S.C. §6928, failure to comply with this request may result in an order requiring compliance or civil action for appropriate relief. Section 3008 of RCRA also provides for civil penalties. Section 104(e)(5) of CERCLA, 42 U.S.C. §9604(3)(5), also provides for administrative or judicial enforcement of this action, plus the imposition of civil penalties for noncompliance. Pursuant to Section 103 of CERCLA, it is unlawful for any person knowingly to destroy, mutilate, erase, dispose of, conceal, or otherwise render unavailable or unreadable, or falsify any of the above records.

EPA regulations governing confidentiality of business information are set forth in Part 2, Subpart B of Title 40 of the Code of Federal Regulations, 41 Federal Register 36902-36924 (September 1, 1976), as amended by 43 FR 3997 (September 8, 1978), 44 FR 17673 (March 23, 1979), and 43 FR 11270 (March 17, 1983). For any portion of the information submitted which is entitled to confidential treatment, please assert a confidentiality claim in accordance with Section 104(e)(7) of CERCLA and 40 C.F.R. 2.200. The information will be disclosed only to the extent, and by means of, the procedures specified in 40 C.F.R. Part 2, Subpart B. EPA will construe the failure to furnish a confidentiality claim with your response to this letter as a waiver of that claim, and information may be made available to the public by EPA without further notice.

Please respond to EPA within the time frame indicated above. Please direct EPA policy and technical questions to Lee Marshall at (206) 442-2723 and legal questions to Monica Kirk at (206) 442-1505.

We look forward to receiving a timely and thorough response to this letter.

Sincerely,



Charles E. Findley, Director
Hazardous Waste Division

mcs: J. Broussard
L. Smith
T. Payne
D. Ryan
K. Reick
J. Lucas/ARCO, Los Angeles